

Correspondence and Mail
BOX AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NO. MCP-284

Applicants: SZYMCZAK et al.

Serial No.: 09/966,441

Art Unit: 1614

Filed : September 28, 2001

Examiner: KWON, Brian Yong S.

For : SIMETHICONE SOLID ORAL DOSAGE FORM

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 29, 2003

(Date of Deposit)

Timothy E. Tracy

(Name of applicant, assignee, or Registered Representative)



August 29, 2003

(Date of Signature)

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated May 3, 2003 finally rejecting Claims 1-5, 7-14, 16, 17 and 19-26 of the above-identified application.

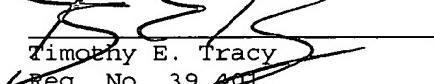
The item(s) checked below are appropriate:

1. An extension of time to respond to the final rejection was granted on month(s).
2. A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate.
3. A timely response to the final rejection has been filed.
4. Fee \$320.00: for filing of Notice of Appeal
 Not required (fee paid in prior appeal)
 Charge to Deposit Account No. 10-0750/MCP-284/TT. Two additional copies of this Notice are enclosed herewith.
 The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/MCP-284/TT.

Respectfully submitted,

09/03/2003 HDEMESS1 00000099 100750 09966441

01 FC:1401 320.00 DA



Timothy E. Tracy
Reg. No. 39,411
Attorney for Applicant(s)

One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-6586
Date: August 29, 2003

RECEIVED
SEP 05 2003

TECH CENTER 1600/2900

#10
JRF
9/11/03